

## **REGULAR MEETING**

**October 9, 1995**

The Regular Meeting of the Annapolis City Council was held on Monday, October 9, 1995 in the Council Chamber. Mayor Hopkins called the meeting to order at 7:00 p.m. Mayor Hopkins offered the invocation followed by the Pledge of Allegiance.

Present on Roll Call: Mayor Hopkins, Aldermen Hammond, Johnson, Tullier, Snowden, Moyer

Staff Present: City Attorney Goetzke, Planning and Zoning Director Fogarty, Public Works Director Patmore, Transportation Director Chase

Alderman Snowden moved to approve the Minutes of 9/11/94, 9/18/95, 9/25/95 and to open the Closed Minutes of 9/25/95 to the public. Seconded. CARRIED on voice vote.

Mayor Hopkins presented Citations of Merit to Valyncia Brown, Katorra Cully and Candid Sellman.

Cathy Jones of the Cocca-Cola Company presented an Olympic Torch Relay/United Way Partnership flag to Mayor Hopkins.

### **PETITIONS, REPORTS AND COMMUNICATIONS**

1. Louise Beauregard  
Christian Services, USA  
2 Maryland Avenue  
Annapolis, Md. 21401

Spoke regarding casino gambling.

2. Robert Eades  
36 Pleasant Street  
Annapolis, Md. 21401

Spoke regarding public safety issues.

3. Latarsha Stillwell  
1843 Bowman Court  
Annapolis, Md. 21401

Spoke regarding public safety issues.

The regular order of the Agenda was amended to allow Legislative Action.

### **LEGISLATIVE ACTION**

#### **RESOLUTIONS**

**R-42-95** For the purpose of donating the Annapolis Police Department's Community Relations Projects bus to Larry Griffin, founder of "We Care", an organization established to assist the homeless and those in need; and all matters relating to said donation.

Alderman Johnson moved to adopt R-42-95. Seconded. A ROLL CALL vote was taken:

YEAS: Mayor Hopkins, Aldermen Hammond, Johnson, Tullier, Snowden, Moyer

CARRIED: 6-0

The regular order of the Agenda was resumed.

**PUBLIC HEARINGS**  
**(Continued from 9/25/95)**

- O-34-95** For the purpose of revising and amending certain regulations regarding restaurants in the conservation district; eliminating requirements that certain restaurants in the conservation district close at midnight; clarifying Sections 21.48.090 and 21.52.030; and all matters relating to said regulations.
- O-35-95** For the purpose of revising restrictions regarding restaurants serving alcoholic beverages in the conservation districts; and all matters relating to said restrictions.

Speaking in opposition to the ordinances:

1. Harold Kaplan  
41 Water Street  
Annapolis, Md. 21401
2. Joan Kaplan  
41 Water Street  
Annapolis, Md. 21401

Speaking in favor of the ordinances:

1. Jeff Goldstein  
1981 Moreland Parkway  
Annapolis, Md. 21401

No one else from the general public spoke in favor of or in opposition to the ordinances.

Mayor Hopkins declared the public hearing closed with action to be taken at the November 13, 1995 meeting.

**ACTION ON APPLICATIONS AND APPEALS**

- R-41-95** Application of Exxon Company, USA for a conditional use to establish a service station/convenience store on property located at 1926 West Street, Annapolis, MD.

Alderman Snowden moved to adopt R-41-95. Seconded.

Alderman Tullier moved to amend R-41-95 as follows:

On page 3, line 27, immediately following "etc.", add "and should be provided to the Department of Public Works"; and on line 28 delete "my office" and substitute "Department of Public Works".

Seconded. CARRIED on voice vote.

The main motion, as amended, CARRIED on voice vote.

**LEGISLATIVE ACTION**  
**ORDINANCES**

**O-23-95**      Sponsored by Mayor Hopkins

For the purpose of providing that appointments to mayoral ad hoc committees are exempt from the provisions of Section 2.04.040; and all matters relating to said exemption.

The Rules Committee and Ethics Commission reported favorably on O-23-95.

Alderman Snowden moved to adopt O-23-95 on second reading. Seconded. CARRIED on voice vote.

Alderman Tullier moved to adopt O-23-95 on third reading. Seconded. CARRIED on voice vote.

**O-48-95**      Sponsored by Alderman Hammond

For the purpose of including a certain street within Special Residential Parking District No. 3; and all matters relating to said parking district.

Alderman Hammond moved to adopt O-48-95 on first reading. Seconded. CARRIED on voice vote.

Alderman Hammond moved to suspend the rules to dispense with the second reading on O-48-95. Seconded. DEFEATED on voice vote.

Referred to the Public Safety and Rules and City Government Committees.

**O-49-95**      Sponsored by Mayor Hopkins

For the purpose of establishing that the planning and zoning director, deputy director, assistant director or staff member shall be responsible for the enforcement of Title 21; and all matters relating to said duties.

Alderman Snowden moved to adopt O-49-95 on first reading. Seconded. CARRIED on voice vote.

Referred to the Planning Commission and Rules and City Government Committee.

**O-50-95**      Sponsored by Mayor Hopkins

For the purpose of establishing that certain specified violations of Title 21 shall constitute a municipal infraction; and all matters relating to said municipal infraction.

Alderman Snowden moved to adopt O-50-95 on first reading. Seconded. CARRIED on voice vote.

Referred to the Planning Commission and Rules and City Government Committee.

**O-52-95**      Sponsored by Mayor Hopkins, Aldermen Hammond, Johnson, Tullier, Snowden

For the purpose of providing for the designation of revitalization areas which shall qualify properties located therein to pay capital facility charges on a deferred basis; and all matters relating to said revitalization areas.

Alderman Johnson moved to adopt O-52-95 on first reading. Seconded. CARRIED on voice vote.

Referred to the Economic Matters Committee.

### **RESOLUTIONS**

**R-38-95** For the purpose of adopting a written investment policy that complies with  
**Revised** State and local law; and all matters relating to said policy.

Alderman Snowden moved to adopt R-38-95 Revised. Seconded. CARRIED on voice vote.

**R-43-95** For the purpose of designating the inner West Street and Clay Street commercial districts and the surrounding community at large a revitalization area so that said area shall qualify for special assistance from the Maryland Neighborhood Business Development Program (NBDP); and all matters relating to said designation.

Alderman Snowden moved to adopt R-43-95. Seconded. CARRIED on voice vote.

**R-44-95** For the purpose of urging the Maryland General Assembly to oppose the establishment of casino gambling in Maryland; and all matters relating to said opposition.

Alderman Snowden moved to adopt R-44-95. Seconded.

At the request of the Council, a public hearing will be scheduled for November 27, 1995.

### **BUSINESS AND MISCELLANEOUS**

1. Request from Harbor Cruises - New Year's Eve Cruise on First Night in Annapolis

There being no voiced objection, the matter was referred to the Finance Committee.

2. Water Service Agreement - Colonial Manor Nursing Home

Alderman Tullier recused himself due to a possible conflict of interest.

Alderman Snowden moved to approve the water service agreement between the City of Annapolis and Constellation Bay Ridge Ltd. Partnership. Seconded. CARRIED on voice vote.

4. Water Service Agreement - St. Anne's Day School

Alderman Snowden moved to approve the water service agreement between the City of Annapolis and St. Anne's Day School. Seconded. CARRIED on voice vote.

5. Economic Matters Committee Minutes of 9/25/95

Alderman Snowden moved to adopt the Economic Matters Committee Minutes of 9/25/95. Seconded. CARRIED on voice vote.

6. Civil Service Board Minutes of 8/28/95

Alderman Tullier moved to adopt the Civil Service Board Minutes of 8/28/95 with the exception of that portion referring to the position of Executive Secretary to the Mayor and to refer that portion of the Minutes to the Finance Committee. Seconded.

CARRIED on voice vote.

7. Civil Service Board Decision of 9/6/95

Alderman Snowden recused himself due to a possible conflict of interest.

Alderman Tullier moved to adopt the Civil Service Board Decision of 9/6/95.  
Seconded. CARRIED on voice vote.

8. Finance Committee Minutes of 9/28/95

Alderman Snowden moved to adopt the Finance Committee Minutes of 9/28/95.  
Seconded. CARRIED on voice vote.

9. Payment of Monthly Bills

Alderman Snowden moved to pay the monthly bills. Seconded. CARRIED on voice vote.

Upon motion duly made, seconded and adopted, the meeting was adjourned at 8:15 p.m.

**Patricia L. Bembe, CMC/AAE  
City Clerk**